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AMENDMENT TRANSMITTAL LETTER

Docket No.
SPINE 3.0-437 CPCPCPCPCPCPCP I CON

Application No.
10/663,487-Conf. #2429

Filing Date
September 16, 2003

Examiner
B. E. Pellegrino

Art Unit
3738

Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok

Invention: INTERVERTEBRAL SPACER DEVICE HAVING SIMULTANEOUSLY ENGAGEABLE ANGLED PERIMETERS FOR MANIPULATION USING A SURGICAL TOOL

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	20	- 20 =		x	
Independent Claims	3	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

☒ Large Entity

☐ Small Entity

☒ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

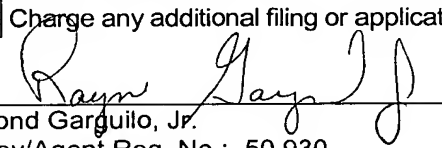
☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.


Raymond Garguilo, Jr.
Attorney/Agent Reg. No.: 50,930

Dated: August 9, 2006

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
600 South Avenue West
Westfield, New Jersey 07090
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: August 9, 2006

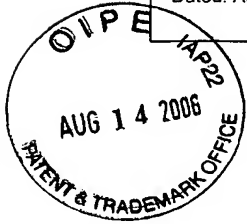
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(Raymond Garbino, Jr.)



Docket No.: SPINE 3.0-437 CPCPCPCPCPCPCP I CON II
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/663,487

Filed: September 16, 2003

For: INTERVERTEBRAL SPACER DEVICE
HAVING SIMULTANEOUSLY ENGAGEABLE
ANGLED PERIMETERS FOR
MANIPULATION USING A SURGICAL
TOOL

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: Group Art Unit: 3738
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: Examiner: B. E.
Pellegrino
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:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Official Action mailed May 9, 2006,
Applicants submit the following amendments and remarks.